

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
JANUARY 9, 2007
MINUTES**

ROLL CALL	A.	The regular meeting of the Common Council held on January 9, 2007 and was called to order at 6:30 p.m. by Mayor Taylor in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Mayor Taylor, Aldermen Olson, Solomon, Hammelman, Kosovich, Sohns and Skowronski. Also present were City Engineer Bennett, Dir. of Administration Luberda, City Attorney Wesolowski and Deputy City Clerk Vanden Boom.
CITIZEN COMMENT	B-1.	Citizen comment period was opened at 6:31 p.m. and closed at 6:31 p.m.
ANNOUNCEMENTS	B-2a.	Jeff Johnson, Wisconsin Veterans Administration, presented a plaque to Derek McElroy.
	B-2b.	Eagle Scout Derek McElroy outlined future intentions of Veterans Memorial at the Franklin Public Library.
	B-2c.	Mayor Taylor presented an Eagle Scout Proclamation to Vincent L. Tripi III.
	B-2d.	Mayor Taylor presented a plaque to Dennis Worthy, Milwaukee Metro Auto Auction.
MINUTES- 12/19/06	C-1.	Alderman Olson moved to approve minutes of the regular meeting of December 19, 2006 as corrected. Seconded by Alderman Kosovich. All voted Aye; motion carried.
HEARING- RESIDENCY RESTRICTIONS- SEX OFFENDERS	D-1.	The public hearing regarding the proposed amendments to the City of Franklin Municipal Code to provide regulations relating to residency restrictions for sex offenders was called to order at 6:53 p.m. and closed at 6:55 p.m.
ORD. 2007-1905 RESIDENCY REGULATIONS FOR SEX OFFENDERS	F-1.	Alderman Olson moved to adopt Ordinance No. 2007-1905, AN ORDINANCE TO AMEND THE MUNICIPAL CODE TO PROVIDE REGULATIONS RELATING TO RESIDENCY RESTRICTIONS FOR SEX OFFENDERS AND DIRECTING ACTION FOR INJUNCTIVE RELIEF FOR VIOLATION THEREOF with minor technical corrections as listed on the 1/09/07 Common Council action sheet. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.
RES. 2007-6226 AGREEMENT- CON-WAY FREIGHT	F-2.	Alderman Kosovich moved to adopt Resolution No. 2007-6226, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A DEVELOPMENT AGREEMENT WITH THE DEVELOPER OF CON-WAY FREIGHT, S. 27th Street and W. Elm Road. Seconded by Alderman Sohns. All voted Aye; motion carried.

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| LETTER OF
CREDIT-MENARD
INC. | F-3. | Alderman Skowronski moved to authorize staff to release the Letter of Credit Number SLCMMP02915 for the Menards Speedway development based on the recommendation of the staff of the Engineering Department. Seconded by Alderman Kosovich. All voted Aye; motion carried. |
| SPECIAL
ASSESSMENT-
TAX KEY NO. 741-
9987 | F-4. | Alderman Sohns moved to direct the Director of Finance to remove the deferred sanitary sewer special assessment levied against the property known as Tax Key No. 741-9987-000. Seconded by Alderman Olson. All voted Aye; motion carried. |
| W. WHEATON
WAY
CONSTRUCTION | F-5. | Alderman Kosovich moved to authorize staff to advertise for bids for the reconstruction of W. Oakwood Road from S. 27 th Street to approximately ½ mile to the west including the extension of sanitary sewer and water main (without sidewalks on the south side of W. Oakwood Road), the reconstruction of S. 31 st Street from W. Drexel Ave. to a point ½ mile to the north, and the construction of W. Wheaton Way from S. 27 th Street to a point approximately 500 feet to the west including sanitary sewer and water main with the bids being returned to the Common Council for action. Seconded by Alderman Sohns, All voted Aye; motion carried. |
| RES. 2007-6227
SPEAKING IN
REPRESENTATIVE
CAPACITY | F-6. | Alderman Sohns moved to adopt Resolution No. 2007-6227, A RESOLUTION TO REQUIRE THE QUALIFICATION OF PERSONS SPEAKING IN A REPRESENTATIVE CAPACITY FOR HOMEOWNERS ASSOCIATIONS, CONDOMINIUM ASSOCIATIONS AND NEIGHBORHOOD ORGANIZATIONS AND THE LIKE AS REPRESENTATIVES FOR SUCH GROUPS BEFORE THE CITY. Seconded by Alderman Kosovich. All voted Aye; motion carried. |
| RES. 2007-6228
METRO
RECYCLING &
DISPOSAL
MONITORING, J.
SPEAR
ASSOCIATES | F-7. | Alderman Solomon moved to adopt Resolution No. 2007-6228, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE AN AGREEMENT TO CONTINUE PROFESSIONAL ENVIRONMENTAL ENGINEERING SERVICES TO MONITOR COMPLIANCE AT METRO RECYCLING & DISPOSAL FACILITY INTO THE YEAR 2007 WITH J. SPEAR ASSOCIATES, INC. and approve a change order to the 2006 services agreement between J. Spear and Associates, Inc. and the City of Franklin, in the amount of \$1,576.80 and a 2006 year end report at an additional cost not to exceed \$795.00. Seconded by Alderman Skowronski. All voted Aye; motion carried. |
| BOARDMAN LAW
FIRM
WAIVER OF
CONFLICT OF
INTEREST | F-8. | <p>Aldermen Olson and Solomon vacated their seats for this item.</p> <p>Alderman Sohns moved to authorize the City Attorney to execute and deliver the waiver of conflict of interest to allow for its representation of the City of Franklin through the Regional Transmission Commission in litigation with AT & T pertaining to a declaration of the new U-Verse service to be cable television while the firm also represents the City of Oak Creek in Water Utility matters adverse to</p> |

BOARDMAN-
CONTINUED

the City of Franklin. Seconded by Alderman Hammelman. All voted Aye; motion carried.

Aldermen Olson and Solomon returned to their seats.

OFFER-CIVIC
CENTER AREA

- F-9. Alderman Sohns moved to proceed with offer for the Civic Center acquisition as stated in the confidential documents, with the acquisition using the capital expenditure fund subject to future use determination by the Parks Commission. Seconded by Alderman Solomon. All voted Aye, motion carried.

RES. 2007-6229
REGIONAL
TELECOM-
MUNICATIONS
COMMISSION

- F-10. Aldermen Olson and Solomon vacated their seats for this item.
- Alderman Sohns moved to adopt Resolution No. 2007-6229, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE AND DELIVER A REGIONAL TELECOMMUNICATIONS COMMISSION PARTICIPATION AGREEMENT. Seconded by Alderman Hammelman. All voted Aye; motion carried.

Aldermen Olson and Solomon returned to their seats.

APPOINTMENTS

- G-1. Alderman Sohns moved to confirm the Mayoral appointment of Judy Roberts, term expires 04/30/09, to the Library Board. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.

LICENSES

- H-1. Alderman Hammelman moved to grant the following licenses subject to meeting all licensing requirements:

Operator License to Patricia E. Gimler, 10227 Parkedge Circle with warning letter from City Clerk; Connie Marie Davis, 2363 E. Bennett Avenue, Milwaukee and Jamie A. Demitros, 8651 Golden Lake Way;

and also moved to hold Operator License for Kate C. Peters, 2239 S. Aldrich Street, Milwaukee subject to appearing before the License Committee;

and also moved to recommend a revocation hearing be held for Amber Helm forthwith. Seconded by Alderman Solomon. All voted Aye; motion carried.

BILLS

- I-1. Alderman Hammelman moved to approve net City vouchers in the range of Nos. 118829 through 119049 in the amount of \$2,085,310.53. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.

PAYROLL

Alderman Olson moved to approve net payroll of December 22, 2006 in the amount of \$319,816.70. Seconded by Alderman Kosovich. On roll call, all voted Aye; motion carried.

PAYROLL-
CONTINUED

Alderman Kosovich moved to approve net payroll of January 5, 2007 in the amount of \$334,747.18. Seconded by Alderman Hammelman. On roll call, all voted Aye; motion carried.

ADJOURNMENT J.

Alderman Kosovich moved to adjourn the meeting at 7:53 p.m. Seconded by Alderman Hammelman. All voted Aye; motion carried.